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8 Counsel for Defendant MORGAN

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10 IN THE UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13
14 UNITED STATES OF AMERICA,
15 Plaintiff,
16 v.
17 MICHAEL MORGAN,
18 Defendant.

Case No.: 4:23-mj-71424 MAG

**STIPULATION AND ORDER TO
CONTINUE STATUS HEARING TO
FEBRUARY 20, 2024 AND TO
EXCLUDE TIME**

Hearing Date: January 12, 2024

Hearing Time: 10:30 a.m.

19 The above-captioned matter is set on January 12, 2024, at 10:30 a.m. for a status regarding
20 preliminary hearing and arraignment. The parties jointly request that the Court continue this matter to
21 February 20, 2024 and that the Court exclude time under the Speedy Trial Act, 18 U.S.C. §
22 3161(h)(7)(A) and (B)(iv) until February 20, 2024.

23 Mr. Morgan is charged with mail theft and theft of mail keys. The government has produced
24 discovery, which includes 22 video files along with reports and photographs. Mr. Morgan is vision-
25 impaired and resides out of District, and so reviewing discovery with him requires additional time,
26 particularly because he cannot see either documents or videos himself.

27 Counsel for the defense and government counsel are also continuing to negotiate to resolve this
28 case. Additional time will allow for those continued negotiations, as well as continued review of the

1 discovery and discussions about it with Mr. Morgan.

2 The parties stipulate and agree that the ends of justice served by this continuance outweigh the
3 best interest of the public and the defendant in a speedy trial. The parties agree also that the failure to
4 grant this continuance would deny counsel for Mr. Morgan the reasonable time necessary for
5 effective preparation, taking into account the exercise of due diligence. Accordingly, the parties agree
6 that the period of time between January 12, 2024, through February 20, 2024, should be excluded in
7 accordance with the provisions of the Speedy Trial Act, 18 U.S.C. §§ 3161(h)(7)(A) and (B)(iv), for
8 effective preparation of defense counsel, taking into account the exercise of due diligence.

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10 Dated: January 5, 2024

Respectfully submitted,

12 JODI LINKER
13 Federal Public Defender
Northern District of California

14 /S

15 SAMANTHA JAFFE
Assistant Federal Public Defender

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17 Dated: January 5, 2024

19 ISMAIL J. RAMSEY
20 United States Attorney
Northern District of California

21 /S/

22 EVAN MATEER
Assistant United States Attorney

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
MICHAEL MORGAN,
Defendant.

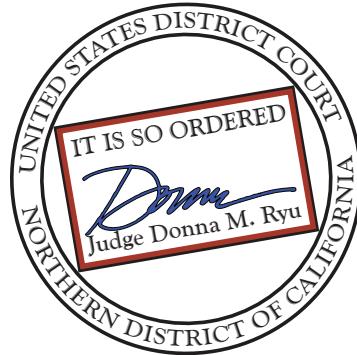
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ORDER TO CONTINUE STATUS HEARING

Based on the agreement of the parties in the stipulation above, the status hearing regarding preliminary hearing and arraignment presently set for January 12, 2024, at 10:30 a.m., is vacated. This matter is reset to February 20, 2024, at 10:30 a.m.

IT IS SO ORDERED.

Dated: January 9, 2024



HON. DONNA M. RYU
Chief United States Magistrate Judge